

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**FRACTUS, S.A.**

**Plaintiff,**

**vs.**

**SAMSUNG ELECTRONICS CO., LTD.;  
SAMSUNG ELECTRONICS AMERICA,  
INC.; SAMSUNG  
TELECOMMUNICATIONS AMERICA,  
LLC; SAMSUNG ELECTRONICS  
RESEARCH INSTITUTE; SAMSUNG  
SEMICONDUCTOR EUROPE GMBH; LG  
ELECTRONICS, INC.; LG ELECTRONICS  
U.S.A., INC.; RESEARCH IN MOTION  
LTD.; RESEARCH IN MOTION CORP.;  
PANTECH WIRELESS, INC.; PANTECH  
CO., LTD; KYOCERA AMERICA, INC.,  
KYOCERA WIRELESS CORP.,  
KYOCERA COMMUNICATIONS INC.,  
KYOCERA CORPORATION; PALM, INC.;  
HIGH TECH COMPUTER CORP.; HTC  
AMERICA, INC.; SHARP  
CORPORATION; SHARP ELECTRONICS  
CORP.; UTSTARCOM, INC.; PERSONAL  
COMMUNICATIONS DEVICES  
HOLDINGS, LLC; SANYO ELECTRIC  
CO., LTD.; AND SANYO NORTH  
AMERICA CORP.,**

**Defendants.**

**Civil Action No. 6:09cv203**

**JURY TRIAL DEMANDED**

**JOINT MOTION AND STIPULATION ON EXTENSION OF TIME  
AND WAIVER OF SERVICE**

Plaintiff Fractus, S.A. has agreed to give Defendants Samsung Electronics Co., Ltd.; Samsung Electronics America, Inc.; Samsung Telecommunications America, LLC; Samsung Electronics Research Institute; Samsung Semiconductor Europe GMBH; LG Electronics, Inc.; LG Electronics U.S.A., Inc.; LG Electronics Mobilecomm USA, Inc.; High Tech Computer Corp.; HTC America, Inc.; Sanyo Electric Co., Ltd.; and Sanyo North America Corp. 75 days from the filing of the First Amended Complaint, which is July 20, 2009, to answer.

Defendants Samsung Electronics Co., Ltd.; Samsung Electronics Research Institute; Samsung Semiconductor Europe GMBH; LG Electronics, Inc.; High Tech Computer Corp.; HTC America, Inc.; and Sanyo Electric Co., Ltd. have agreed to waive service and also to answer within said 75 days from filing.

Plaintiff has permission of counsel for the above Defendants to file this Motion.

DATED: May 26, 2009

Respectfully submitted,

By: /s/ Justin A. Nelson

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Attorneys for FRACTUS S.A.

**CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record, who are deemed to have consented to electronic service are being served this 26th day of May, 2009 with a copy of this document via the Court's CM/ECF system per Local Rule CD-5(a)(3).

/s/ Justin A. Nelson  
Justin A. Nelson